

Message Text

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70

ORIGIN L-03

INFO OCT-01 EUR-25 ISO-00 DODE-00 JUSE-00 PM-07 NSC-07

SPC-03 SS-20 RSC-01 CIAE-00 INR-10 NSAE-00 EB-11

OMB-01 TRSE-00 COME-00 PRS-01 H-03 INRE-00 SSO-00

NSCE-00 /093 R

DRAFTED BY L:LGFIELDS:JKB

APPROVED BY EUR:WSTABLER

EUR/WE - RPGALLAGHER

OSD/COMP - JUMBARGER (SUBS)

OSD/GC - JALLEN (SUBS)

JUSTICE - BRISTAU (SUBS)

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O R 192128Z MAR 74

FM SECSTATE WASHDC

TO AMEMBASSY ROME IMMEDIATE

INFO CGSETAF VICENZA

MEDDIVENG LIVORNO

40TH TAC GP AVIANO

USAEUR HEIDELBERG

UNCLAS STATE 054756

E.O. 11652: NA

TAGS: MARR, IT

SUBJECT: ITALIAN GOVERNMENT APPROVAL OF DUNN-VANONI
REIMBURSEMENT

REF: ROME 3631

1. REFTEL AND VERBAL REPORT OF FOREIGN TAX RELIEF COMMITTEE
CHAIRMAN FIELDS RE CONSULTATIONS IN ROME HAVE PROMPTED DEPT
OF DEFENSE TO COMPLY WITH ACTION EMBASSY REQUESTED IN
REFTEL. APPROPRIATE INSTRUCTIONS ARE BEING ISSUED TO
CONTRACTING OFFICER, MEDITERRANEAN DIVISION, CORPS OF
ENGINEERS, CAMP DARBY, LIVORNO, TO DELAY FOR A REASONABLE
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TIME TENDER OF PAYMENT PURSUANT TO AUGUST 1973 ARMED

SERVICES BOARD OF CONTRACT APPEALS (ASBCA) DECISION IN
CESICA APPEAL.

2. EMBASSY IS COMMENDED FOR ITS PERSISTENT AND EFFECTIVE
EFFORTS TO MOVE GOI TO SETTLE THIS LONGSTANDING MATTER. AS
EMPHASIZED DURING ROME CONSULTATIONS WITH FIELDS ON THIS
ISSUE, INTERESTS OF USG WILL BE GREATLY SERVED BY GOI
SETTLEMENT AS GOVERNMENT-TO-GOVERNMENT REFUND CLAIM COULD
BE PROTRACTED AND ADMINISTRATIVELY BURDENSOME. MOREOVER,
GOI ACTION WILL HAVE SALUTORY EFFECT ON PENDING LITIGATION
IN ITALY AND SHOULD ABATE ANY LATENT CONTRACTOR CLAIMS IN
THIS AREA.

3. AS DOD IS UNDER INJUNCTION OF ASBCA DECISION, EMBASSY
MUST CONTINUE TO PRESS GOI FOR PROMPT PAYMENT OF CESICA
CLAIM. PROLONGED BUREAUCRATIC INERTIA ON PART OF GOI
COULD CAUSE CESICA TO ASSERT ITS RIGHT TO PAYMENT UNDER
FAVORABLE ASBCA RULING AND PROVE EMBARRASSING TO BOTH
USG AND GOI.

4. PLEASE ADVISE OF FURTHER DEVELOPMENTS ON REIMBURSEMENT
AS THEY OCCUR. KISSINGER

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Message Attributes

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Disposition Event:
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To: ROME
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